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Docket No. 01662/54802
Serial No. 09/916,885

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : SINGER *et al.*

SERIAL NO. : 09/916,885

FILED : July 27, 2001

FOR : IMPROVED OXIDATION METHOD FOR THE
PREPARATION OF SULFONE FREE MODAFINIL

GROUP ART UNIT : 1765

EXAMINER : KUNEMUND, Robert

RE-
DEC 31 2003
TC 1700

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. 1.111

SIR:

In response to the Office Action dated September 10, 2003, Applicants hereby petition for a one month extension of time extending the period of response up to and January 12, 2004 (January 10, 2004 being a Saturday). Applicants submit the following amendments and remarks and respectfully request reconsideration of the present application.

12/24/2003 SDIRETAK 00000005 110600 09916885
01 FC:1251 110.00 DA

12/24/2003 SDIRETAK 00000005 110600 09916885
03 FC:1202 54.00 DA



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U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

AMENDMENT, PETITION AND FEE TO
CORRECT INVENTORSHIP UNDER
37 C.F.R. § 1.48(b)

Docket Number:
1662/54802

Application Number 09/916,885	Filing Date July 27, 2001	Examiner Robert Kunemund	Art Unit 1765
Invention Title IMPROVED OXIDATION METHOD FOR THE PREPARATION OF SULFONE FREE MODAFINIL	Inventors SINGER et al.		

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment and petition under 37 C.F.R. § 1.48(b) is to delete the names of the following persons named as inventors, who are not inventors of the invention now being claimed.

Judith ARONHIME

Please charge the appropriate fee of **\$130.00** as set forth in 37 C.F.R. § 1.17(i) to the Deposit Account of Kenyon & Kenyon, Deposit Account No. **11-0600**. Applicants hereby authorize that any additional charges or credits be charged to this account as well. A duplicate copy of this paper is attached.

Dated: 12/19/03

By:


Zeba Ali (Reg. No. 51,392)

KENYON & KENYON
1500 K Street, N.W., Suite 700
Washington, D.C. 20005-1257
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12/24/2003 SDIRET01 00000005 110800 09916805
02 FC:1.60 130.00 DA

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Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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17658

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

294

Complete if Known

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DEC 31 2003
TC 17658

Application Number	09/916,885
Filing Date	July 27, 2001
First Named Inventor	SINGER ET AL.
Examiner Name	R. Kunemund
Art Unit	1765
Attorney Docket No.	1662/54802

METHOD OF PAYMENT (check all that apply)
 Check Credit card Money Other None Order

 Deposit Account:

Deposit Account Number	11-0600
Deposit Account Name	KENYON & KENYON

The Director is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)
3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1051	130	2051	65	Surcharge - late filing fee or oath	
		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
		1053	130	1053	130	Non-English specification	
		1812	2,520	1812	2,520	For filing a request for reexamination	
		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
		1251	110	2251	55	Extension for reply within first month	110
		1252	420	2252	210	Extension for reply within second month	
		1253	950	2253	475	Extension for reply within third month	
		1254	1,480	2254	740	Extension for reply within fourth month	
		1255	2,010	2255	1,005	Extension for reply within fifth month	
		1401	330	2401	165	Notice of Appeal	
		1402	330	2402	165	Filing a brief in support of an appeal	
		1403	290	2403	145	Request for oral hearing	
		1451	1,510	1451	1,510	Petition to institute a public use proceeding	
		1452	110	2452	55	Petition to revive - unavoidable	
		1453	1,330	2453	665	Petition to revive - unintentional	
		1501	1,330	2501	665	Utility issue fee (or reissue)	
		1502	480	2502	240	Design issue fee	
		1503	640	2503	320	Plant issue fee	
		1460	130	1460	130	Petitions to the Commissioner	130
		1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
		1806	180	1806	180	Submission of Information Disclosure Stmt	
		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
		1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
		1801	770	2801	385	Request for Continued Examination (RCE)	
		1802	900	1802	900	Request for expedited examination of a design application	
		Other fee (specify) <u>3 extra claims</u>					54

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 294)

**or number previously paid, if greater. For Reissues, see above

SUBMITTED BY			Complete (if applicable)		
Name (Print/Type)	Zeba Ali	Registration No. (Attorney/Agent)	51,392	Telephone	202-220-4200
Signature			Date	December 19, 2003	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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